



November 17, 2015

Via Fax, Email & Overnight Mail

Gordon N. Ball Inc.

General Engineering Contractors

Earl Seaberg, Chief, Office of Contract Awards & Services
John McMillan, Deputy Division Chief
Office Engineer – MSC 43
California Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Tel 925.838.5675

Fax 925.838.5915

Subject: BID PROTEST
Contract 04-4G6404
Bid November 3, 2015

Gentlemen:

333 Camille Avenue

Alamo, CA 94507

We hereby protest the bid submitted by Ghilotti Construction (GCC) for the above referenced project. The bid of GCC is non responsive because of an inconsistency found in the Subcontractor List and the Disadvantaged Business Enterprise (DBE) Commitment form.

The DBE commitment form states in part, "...names of the First Tier DBE Subcontractors and their respective items(s) of work listed above must be consistent, where applicable, with the names and items of work on the Subcontractor List form submitted with your bid."

Reference is made to the following bid documents submitted by GCC:

1. The subcontractor listing for Pacific Coast Drilling, stating that Pacific Coast Drilling is performing 100% of Bid Item 80.
2. The DBE Commitment form for S&S Trucking, stating that S&S Trucking is performing Bid Item 80 (partial).
3. The DBE Confirmation form, stating that S&S Trucking is performing partial work for Bid Item 80 for GCC directly, and that the work is not applicable to a subcontractor.
4. The quote of Pacific Coast Drilling for the contract, which states that the work to remove and responsibility for earth spoils is not included in their scope, which is the only work applicable to S&S Trucking for Bid Item 80.

The addition of Bid Item 80 for S&S Trucking changes the description of work to be performed by the listed subcontractor for Bid Item 80, Pacific Coast Drilling and constitutes a change that is not consistent with the Subcontractor List form.

We request that the Department award the contract to the lowest responsible bidder.

GORDON N. BALL, INC.

A handwritten signature in black ink, appearing to be 'H. Stober', written over a horizontal line.

Hal Stober
President

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 04-4G6404 Project ID: 0412000622
Bidder Name: Ghilotti Construction Co. Inc. Bidder ID: VC0000014187
DES-OE-0102.2C (REV 03/2015)

Bidding Firm: Ghilotti Construction Co. Inc.

List this sub? Yes

- 1) Business Name PACIFIC COAST DRILLING
Location City SANTA ROSA State ca
California Contractor License Number 539855
Public Works Contractor Registration Number 1000001271
Portion of Work Subcontracted:

| Item # | Description |
|--------|-------------|
| 42 100 | |
| 43 100 | |
| 80 100 | |

List this sub? Yes

- 2) Business Name MARINA LANDSCAPE
Location City LIVERMORE State ca
California Contractor License Number 492862
Public Works Contractor Registration Number 1000000079
Portion of Work Subcontracted:

| Item # | Description |
|--------|-------------|
| 64 100 | |
| 65 100 | |
| 66 100 | |
| 67 100 | |
| 68 100 | |

List this sub? Yes

- 3) Business Name Same as listed subcontractor no.2.
Location City State
California Contractor License Number
Public Works Contractor Registration Number
Portion of Work Subcontracted:

| Item # | Description |
|--------|-------------|
| 69 100 | |

11-09-15 P02:15 IN

Low Bidder

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
DBE - COMMITMENT
 DES-08-0102.100 (REV 130214)

| | | |
|---|--|---|
| CONTRACT NO. 04-4G6404 | | |
| BID AMOUNT: \$3,387,137.00 | | |
| BID OPENING DATE: 11/3/15 | | |
| BIDDER'S NAME: Chilotti Construction Company, Inc. | | |
| DBE GOAL FROM CONTRACT: 10% | | |
| DBE PRIME CONTRACTOR CERTIFICATION ¹ | TOTAL NUMBER OF ALL SUBCONTRACTS (DBE & NON-DBE) | TOTAL VALUE OF ALL SUBCONTRACTS (DBE & NON-DBE) |
| n/a | 21 | \$1,801,397.00 |

| BID ITEM NO. | ITEM OF WORK AND DESCRIPTION OF SERVICES TO BE SUBCONTRACTED OR MATERIALS TO BE PROVIDED ² | WORK CATEGORY CODES ³ | NAME OF DBE (Should be verified on the data bids are opened. Include Company's telephone no., DBE address, and phone number. Show bid and lower for subcontractors) | AMOUNT (B) |
|--|---|-------------------------------------|---|---------------|
| 39, 40, 41, 80 All Items Partial | Trucking | C9774 | S & S Trucking 477 Roland Way Oakland, CA 94621 (510) 383-3556 Cert #1915 | \$191,520.00 |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Show all DBE items being claimed for credit, regardless of tier. Attach written confirmation from each DBE showing signing that it will be participating in the contract to perform the specific work shown for the specific contract agreed to.

The names of the top tier DBE subcontractors and items of work must be consistent with the Subcontractor List (Pub Cost Code § 4100 at eqg).

Each DBE prime contractor must enter its certification number and show all work to be performed by DBEs, including work performed by its own forces.

If 100% of an item is not to be performed or furnished by the DBE, describe the exact portion of the item to be performed or furnished.

Use Work Category Codes from the California Unified Certification Program database.

Total Claimed
Participation **\$ 344,940.12**

10.2

The bidder acknowledges that it is obligated to use the DBEs shown on this form to meet the contract goal (#8 CFR 96.53).

Signature of Bidder

11/6/15

Date

(707) 585-1221

(Area Code) Tel. No.

Thomas Smith - Estimating Manager
 Person to Contact (Print Name or Title)

ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information, call (916) 443-1233, TTY: 711, or write to Records and Format Management, 1120 N Street, MS-88, Sacramento, CA 95811.

11-09-15 P02:16 IN

Contract No. 04-4G6404

STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION
DBE CONFIRMATION
DES-05-01(2.13) (REV 5/2013)

04-1G6404
S & S Trucking
Giovanni De Michino
1915
Ghilotti Construction Company, Inc.
n/a
Thomas Smith - Estimating Manager

[illegible]

100% of an item is not to be performed or furnished by the DSC despite the exact portion of the item to be performed or furnished.

| | |
|--------------|---------------------|
| Total | \$191,520.00 |
|--------------|---------------------|

As an authorized representative of a certified disadvantaged business enterprise, I certify that any business was conducted by the bidder at prime contractor's shop above regarding the contract above shown. If a bidder is awarded the contract, any business will enter into a subcontract agreement with our bidder at prime contractor's shop to perform the type and dollar amount of work shown on the DCE Government form.

I hereby certify that the foregoing is true and correct.

[Handwritten signature]

Gianni De Michino

Operations Manager

1-5-15

Address: 12211 26th Ave Sacramento, CA 95834

Contract No. 04-4G6404

From: Pacific Coast Drilling Co.

707+789+9542

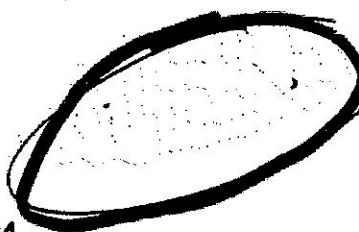
11/03/2015 11:04

#605 P.001/001



Attn: Estimating
Date: 11/3/2015
Project: 04-4G6404

Location: Woodside/Route 84-280, San Mateo Co, CA.



OIDH (PIERS)
Drill, Set, Pour.
DIR # 1000001271

| Item No. | Item Description | Unit Measure | Estimated Quantity | Unit Price | Item Total |
|----------|------------------------|--------------|--------------------|------------|------------|
| 42F | Concrete Backfill | CY | | | |
| 43F | Lean Concrete Backfill | CY | | | |
| 80 | 42" Drilled Hole | LF | | | |

1. Provide and place shaft stabilization to advance shafts only ☐ No ☒ Yes
2. Set Steel supplied by others at time of drilling, (piers only) ☐ No ☒ Yes
3. Align, Plumb, and Brace Steel / VIP's by PCDC (piers only) ☐ No ☒ Yes
4. Supply and maintain Tanks (for PCDC use) ☐ No ☒ Yes
5. Supply and Place concrete by PCDC (piers only) ☐ No ☒ Yes
6. Place concrete supplied by others ☒ No ☐ Yes
7. Removal / Responsible for drill spoils by PCDC ☒ No ☐ Yes
- Drill spoils is defined as any materials removed from the shaft, any fluids leaching from the drill spoils and any cleaning of storage tanks. Drill spoils will be placed where convenient for PCDC and removed by others at their expense on an as needed basis. Concrete wash out to be supplied and maintained by others
8. Safe vertical access at 55' feet high and safe horizontal access for 12' feet wide drilling equipment with 30" tall swing and 10' of reach moving under its own power to all Dry and Dewatered shaft cut off / footing locations. Access also includes furnishing and placing surface materials, mats, ramps, benches, cleaning of roads, supply and maintenance of concrete wash outs by others for PCDC concrete trucks and pumps.
9. This quotation is based on performing our work in 1 continuous day time, uninterrupted operation(s) with only 1 move on and off site per rig. Each additional move will be charged at \$8,500.00
10. Delay time to drill production caused by others will be charged at full Caltrans Force Account Rates.

11. Remarks: EXERCISE CAUTION in pre-excavating footings / grade beams or any other type cuts as they may prevent drill rig access, and or be destroyed.

12. Note terms and conditions on attached page/s.

Proposed by:

X

Chris Sykes

Title: VP

This proposal must be countersigned on the back page by PCDC to be binding. The following are a part of this quotation. They will attach to and become a part of the subcontract. Should there be conflicts between these conditions and conditions of the general contract, these conditions shall prevail. This bid proposal shall remain open for a period of thirty days from the bid date, and PCDC reserves the right to withdraw this bid proposal at any time within the aforementioned thirty days unless accepted by owner/contractor in writing prior to the date of withdrawal. This bid proposal shall expire by its own terms if not accepted within thirty days from the bid date.

Pacific Coast Drilling Co Inc, 364 Bellevue Ave, Santa Rosa, CA 95407
PH 707-778-8316 Lic 539855 A, C-57



S & S TRUCKING

A DBA of SN Sands Corp

PROJECT NAME: Hwy 84 & Hwy 280

LOCATION: Redwood City

DATE: November 3, 2015

Spec# 04-4G6404

S & S is Caltrans Certified as MBE/DBE

Trucking:

Hourly Trucking.....\$105.00 per Hour in Super Dumps

Rates subject to fuel increases. All trucking subject to truck availability due to CARB law.
Rates good through 2016, add 5% to all rates each year thereafter.

x 1,824 HRS = \$191,520

Hourly Trucking

| <u>10 WHEELER</u> | <u>ENDS & BOTTOMS</u> |
|-------------------|---------------------------|
| M-F \$90.00HR | M-F \$100.00HR |
| SAT \$95.00HR | SAT \$105.00HR |
| SUN \$100.00HR | SUN \$110.00HR |

| <u>HIGHSIDES</u> | <u>SUPERS</u> |
|------------------|----------------|
| M-F \$110.00HR | M-F \$105.00HR |
| SAT \$115.00HR | SAT \$110.00HR |
| SUN \$120.00HR | SUN \$115.00HR |

**Good Luck,
S & S Trucking**

Unified Certification Program

Page 1 of 1

Back To Query Form**Search Returned 1 Records**

Fri Nov 06 15:06:32 PST 2015

Query Criteria

Firm ID: 1915

Firm Type: DBE

| | |
|-----------------------|---|
| Firm ID | 1915 |
| Firm/DBA Name | S & S TRUCKING |
| Address Line1 | 477 ROLAND WAY |
| Address Line2 | |
| City | OAKLAND |
| State | CA |
| Zip Code1 | 94621 |
| Zip Code2 | |
| Mailing Address Line1 | |
| Mailing Address Line2 | |
| Mailing City | |
| Mailing State | |
| Mailing Zip Code1 | |
| Mailing Zip Code2 | |
| Certification Type | DBE |
| E-Mail | frank@snsands.com |
| Contact Name | STEVE NAVARRO |
| Area Code | (510) |
| Phone Number | 383-3558 |
| Alt Area Code | () |
| Alt Phone Number | |
| Fax Area Code | (510) |
| Fax Phone Number | 383-2917 |
| Agency Name | SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY |
| Counties | 01; 07; 21; 28; 38; 41; 43; 44; 49; |
| Districts | 04; 05; |
| DBE NAICS | 484110; 484121; |

ACDBE NAICS

| | |
|------------|------------------------------------|
| Work Codes | C9771 TRUCK BROKER; C9774 TRUCKER; |
| Licenses | |
| Trucks | |
| Gender | M |
| Ethnicity | HISPANIC |
| Firm Type | DBE |

Back To Query Form